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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DEANNA L. FREITAG

Plaintiff,

v.

CALIFORNIA DEPARTMENT OF
CORRECTIONS, et al.,

Defendants.

CASE NO. C-00-2278 TEH

**STIPULATION TO A
CONTINUANCE OF THE DATE
FOR FILING MOTION FOR
SUPPLEMENTAL ATTORNEYS'
FEES AND COSTS**

The parties, by undersigned counsel and subject to the approval of the Court, stipulate to

a continuance of the date for filing Plaintiff's Motion for Supplemental Attorneys' Fees and Costs from its current due date of September 1, 2008, until September 15, 2008. In support thereof they would show the following:

1. By order of the Court dated August 1, 2008, the parties were ordered to meet and confer in an attempt to resolve informally Plaintiff's request for attorneys' fees and for the Plaintiff to file a motion for attorneys' fees on or before September 1, 2008, if the parties were unable to reach agreement.

2. The parties are in the process of conferring. Plaintiff has submitted to Defendants' counsel her detailed request for fees and costs with supporting documentation, and Defendants' counsel has responded and has asked for and is awaiting authority from the appropriate agencies of the State of California to make a counter-proposal. Although the parties are currently significantly apart, they believe that further discussions may be useful.

3. In addition, two of Plaintiff's counsel, Pamelay Y. Price, Esq., and John L. Burris, Esq., are in Denver, Colorado, for the Democratic National Convention and will not return until the end of this week, thus making it difficult to complete the filing of a motion by September 1.

WHEREFORE: The parties stipulate to a continuance of the date for filing Plaintiff's Motion for Attorneys Fees and Costs, until on or before **September 15, 2008**.

Respectfully submitted,

August 25, 2008

s/
CHARLES STEPHEN RALSTON
Attorney for Plaintiff

s/
VINCENT J. SCALLY, JR.
Attorney for Defendants

1 **IT IS SO ORDERED:**

2 Dated: 08/26, 2008

